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10 CHARLEY JOSEPH STEPHENSON

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12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE EASTERN DISTRICT OF CALIFORNIA

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19 UNITED STATES OF AMERICA,) Case No. 2:04-cr-00406-1-MCE
20 Plaintiff,)
21 v.) STIPULATION AND ORDER DISMISSING
22 CHARLEY JOSEPH STEPHENSON,) OCTOBER 10, 2012, PETITION FOR
23 Defendant.) WARRANT OR SUMMONS FOR OFFENDER
24) UNDER SUPERVISION
25) Judge: Hon. Morrison C. England, Jr.
26 _____)

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28 IT IS HEREBY STIPULATED AND AGREED to between the United States of America through TODD PICKLES, Assistant U.S. Attorney, and defendant CHARLEY JOSEPH STEPHENSON by and through his counsel, BENJAMIN GALLOWAY, Assistant Federal Defender, that the Petition for Warrant or Summons for Offender under Supervision filed on October 10, 2012 [Docket Entry 135] be dismissed.

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30 Mr. Stephenson was sentenced in this matter on January 31, 2013. Dismissal of this petition is consistent with the probation officer's recommendation at page 6 of the January 24, 2013 Dispositional Memorandum that "the petition filed October 10, 2012, be dismissed

1 following sentencing in this matter, as this recommendation considers
2 [Stephenson's] conduct alleged in the new petition."

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4 Dated: February 1, 2013

Respectfully submitted,

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6 JOSEPH SCHLESINGER
7 Acting Federal Defender

8 /s/ Benjamin Galloway
9 BENJAMIN D. GALLOWAY
Assistant Federal Defender
Attorney for Defendant
CHARLEY JOSEPH STEPHENSON

10 Dated: February 1, 2013

11 BENJAMIN B. WAGNER
12 United States Attorney

13 /s/ Benjamin Galloway for
14 TODD PICKLES
15 Assistant U.S. Attorney
Attorney for Plaintiff

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ORDER

The Court having received, read, and considered the Stipulation and Proposed Order Dismissing the October 10, 2012, Petition for Warrant or Summons for Offender under Supervision, and good cause appearing therefrom, it is hereby ordered that the October 10, 2012 Petition for Warrant or Summons for Offender under Supervision (ECF No. 135) is DISMISSED.

IT IS SO ORDERED.

DATED: February 13, 2013


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE